

1 Philip L. Pillsbury, Jr. (SBN 72261)  
2 Vedica Puri (SBN 176252)  
3 Eric K. Larson (SBN 142791)  
PILLSBURY & LEVINSON, LLP  
4 The Transamerica Pyramid  
600 Montgomery Street, 31<sup>st</sup> Floor  
5 San Francisco, CA 94111  
Telephone: (415) 433-8000  
Facsimile: (415) 433-4816  
6 [ppillsbury@pillsburylevinson.com](mailto:ppillsbury@pillsburylevinson.com)  
7 [vpuri@pillsburylevinson.com](mailto:vpuri@pillsburylevinson.com)  
[rlarson@pillsburylevinson.com](mailto:rlarson@pillsburylevinson.com)

8 Attorneys for Plaintiff  
9 COPART INC.

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 OAKLAND DIVISION

13 COPART INC.,

) Case No. C 07 2684 CW-EDL

14 Plaintiff,

) **E-FILING**

15 vs.

) **DECLARATION OF ERIC K. LARSON  
IN SUPPORT OF PLAINTIFF  
COPART, INC.'S OPPOSITION TO  
MOTION TO COMPEL**

16 CRUM & FORSTER INDEMNITY  
17 COMPANY, UNITED STATES FIRE  
18 INSURANCE COMPANY, and DOES 1-10,  
Inclusive,

) Date: January 15, 2008  
Time: 2:00 p.m.  
Place: Courtroom E  
Hon. Elizabeth D. Laporte

19 Defendants.

) Action Filed: March 20, 2007  
Trial Date: TBA

20 AND RELATED CROSS-ACTION

21  
22  
23  
24 I, Eric K. Larson, declare as follows:

25 1. I am an attorney at law duly admitted to practice before this court and am an  
associate at Pillsbury & Levinson, LLP, attorneys of record herein for plaintiff Copart, Inc.  
I have personal knowledge of the facts set forth herein and could competently testify thereto.

1       2. On October 17, 2007, I had a conversation with Samuel Ruby, counsel for  
2 USFIC to discuss Copart document requests and production. After following up with Copart  
3 on the existence of certain documents discussed in that call, I sent a letter to Mr. Ruby, dated  
4 November 15, 2007, that confirmed the substance of our conversation and discussed the  
5 existence, or lack thereof, of documents related to property replacement values. A true and  
6 correct copy of my November 15, 2007 letter is attached hereto as **Exhibit A**.

7       3. I never received any correspondence or phone call from USFIC's counsel  
8 disputing the contents of my November 15, 2007 letter or asking for further clarification.  
9 Instead, Copart was served with the present motion to compel, which did not include that  
10 letter.

11       4. On November 30, 2007, I sent a letter to Mr. Ruby, a true and correct copy of  
12 which is attached hereto as **Exhibit B**.

13       5. Attached hereto as **Exhibit C** is a true and correct copy of a December 5, 2007  
14 letter I received from Judith Whitehouse of the Bullivant firm.

15       6. Attached hereto as **Exhibit D** is a true and correct copy of my letter of  
16 December 19, 2007 and the enclosed amended responses. The letter also enclosed a revised  
17 privilege log and additional documents.

18       7. Attached hereto as **Exhibit E** is a true and correct copy of an email I sent to  
19 Ms. Whitehouse and Mr. Ruby on December 20, 2007.

20       8. Attached hereto as **Exhibit F** is a true and correct copy of a December 20, 2007  
21 letter I received from Ms. Whitehouse.

22       9. Copart has produced nearly 1,800 pages of documents, including extensive  
23 emails, to USFIC. In addition, pursuant to subpoena, and without objection from Copart,

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26       ///

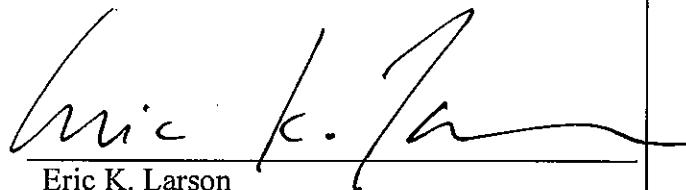
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1 Marsh has produced nearly 3,500 pages of documents related to Copart's property policies  
2 with USFIC.

3 I declare under penalty of perjury under the laws of the State of California that the  
4 foregoing is true and correct, and that this Declaration was executed on December 21, 2007 in  
5 San Francisco, California.

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7 Dated: December 21, 2007  
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Eric K. Larson

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